Figure 1: Annexation Process

LANDOWNER INITIATED

MUNICIPALITY INITIATED

Landowners file petition with legislative body of municipality in which they want to be annexed.

Legislative body of a municipality introduces proposed ordinance to annex.

Publish hearing notice.

Municipality's legislative body holds public hearing.

Legislative body fails to pass landowner-initiated ordinance

Legislative body fails to pass municipality-initiated ordinance

Legislative body adopts the ordinance.

Adopted ordinance must be published

Annexation attempt dies, but municipality may try again pursuant to local ordinances.

Petitioners may file copy of the annexation petition in circuit or superior court.

A remonstrance may be filed with the circuit or superior court.

No remonstrance is filed.

Notice of summons is served to municipality.

Court determines if remonstrance is sufficient.

Notice of summons is served to municipality.

The court rules on annexation.

A hearing is held.

Court is in favor of the annexation.

Court is NOT in favor of the annexation.

The annexation becomes effective after the clerk completes the filing.

Municipality may not make further attempts to annex the territory for a specified time period.

Clerk of court gives municipal clerk a copy of the judgement.

Municipal clerk shall record the judgement in the clerk's ordinance record.

Municipal clerk shall file ordinances and judgements with specified state, county, and court offices.